

**UNITED STATES COURT OF APPEALS  
FOR THE TENTH CIRCUIT  
OFFICE OF THE CLERK**

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Clerk of Court

March 06, 2009

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**RE: 08-4217, SCO Group v. Novell, Inc.**

Dist/Ag docket: 2:04-CV-00139-DAK

Dear Counsel:

Appellant's brief is deficient because:

There is no list of prior or related appeals, with appropriate citations, nor is there an express statement that there are no prior or related appeals. See 10th Cir. R. 28.2(C)(1).

There is no statement of the reason(s) oral argument is necessary. 10th Cir. R. 28.2(C)(4).

You may correct the stated deficiencies by one of the following methods:

1. Filing corrected substitute copies of the brief with the clerk (including resubmission of the corrected brief).
2. Making arrangements with the clerk's office to have the deficient brief picked up and returned at the party's expense so that it can be corrected and returned to the clerk. The court will not pay postage or other costs. The corrected brief must be resubmitted.
3. Submitting an errata sheet (an original and 7 copies) containing the omitted matter. The errata sheet must be resubmitted.

Corrections, however made, must be accompanied by proof of service on all other parties to the appeal.

The time to file a response brief will run from the date of service of appellant's corrected brief.

If you fail to correct the stated deficiencies within 10 calendar days of the date of this letter, the deficient brief will not be filed. In addition, the appeal may be dismissed without further notice.

Please contact this office if you have questions.

Sincerely,



Elisabeth A. Shumaker  
Clerk of the Court

cc: George C. Harris

Michael Allen Jacobs  
Thomas R. Karrenberg  
David E. Melaugh  
John P. Mullen  
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EAS/ng